

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
NORTHERN DIVISION**

ARTHUR T. REED,

Petitioner,

v.

TROY STEELE,

Respondent.

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No. 4:15-cv-01843-ACL

MEMORANDUM AND ORDER

This matter is before the Court on petitioner's motion to proceed in forma pauperis on appeal. (Docket No. 48). After review of the financial affidavit and petitioner's certified inmate account statement, the Court will grant petitioner's motion to proceed in forma pauperis. The Court will direct the Clerk of Court to request that the agency having custody of plaintiff begin making payments in accordance with 28 U.S.C. § 1915(b)(2) until the \$505 appellate fee is paid in full.

Petitioner has also filed a motion for certificate of appealability. (Docket No. 44). When the Court denied and dismissed petitioner's 28 U.S.C. § 2254 petition on March 1, 2019, it ordered that petitioner be denied a certificate of appealability. (Docket No. 40). Petitioner subsequently filed a motion to alter or amend judgment pursuant to Fed. R. Civ. P. 59(e). (Docket No. 41). The Court denied this motion as well. (Docket No. 42). Because the Court previously denied petitioner a certificate of appealability, and because petitioner's instant motion contains arguments that were already placed before the Court, petitioner's request for a certificate of appealability will be denied.

Accordingly,

IT IS HEREBY ORDERED that petitioner's motion to proceed in forma pauperis on appeal (Docket No. 48) is **GRANTED**.

IT IS FURTHER ORDERED that the Clerk of Court shall request that the agency having custody of plaintiff begin making payments in accordance with 28 U.S.C. § 1915(b)(2) until the \$505 appellate fee is paid in full.

IT IS FURTHER ORDERED that petitioner's motion for certificate of appealability (Docket No. 44) is **DENIED**. *See* 28 U.S.C. § 2253(c).

Dated this 8th day of August, 2019.

A handwritten signature in black ink, reading "Abbie Crites-Leoni". The signature is written in a cursive, flowing style.

ABBIE CRITES-LEONI
UNITED STATES MAGISTRATE JUDGE